

BEFORE THE ADDITIONAL MASTER IV,
HIGH COURT, MADRAS
T.O.S.No. 40 OF 2023

Date: 06.08.2025
Time : 12.55 P.M.

Name : Mr. N. Haridas (PW1)

Cross examination by Mr. V. Arunkumar, Learned counsel for the 2nd and 3rd defendant.

Solemnly affirmed:

Q1: I put it to you that the alleged Ex.P1, Will was not executed by your father and the same cannot be confirmed by you.

A: I deny. Witness adds: The Will was handed over to me by my mother.

Q2: I put it to you that if at all the Will would have been handed over to you in the presence of your sisters, then the suit for partition would not be filed by the defendants.

A: I deny. The partition suit was filed for the family issues.

Q3: Have you mentioned anywhere in your written statement in the partition suit that the Will was handed over to you in the presence of your sisters?

A: I do not remember.

Q4: Are you aware of the attesting witnesses of the Will, Ex.P1? Whether they are related to you or known person or both are alive or not?

A: I do not know about the attesting witnesses of the Will, Ex.P1.

Q5: Is it correct to state that the property tax, water tax and all other taxes of the suit property are stand in the name of the 1st defendant, your mother till today?

A: No. Witness adds: The suit property stands in the name of my father and I paid the taxes.

Q6: I put it to you that you have not taken any steps to transfer the name in your favour till today.

A: Only for that purpose this case has been filed.

Q7: Are you aware that your sisters D2 and D3 and your mother filed the partition suit claiming equal shares?

A: I do not know.

Q8: Your sisters D2 and D3 and your mother filed the partition suit claiming equal shares and they did not say that you have no share in the property.

A: I do not remember.

Q9: Is it correct to state that the suit property was in mortgage till today?

A: Yes. Witness adds: It was mortgaged in Tata Capital Housing Finance Limited and the I am paying the interest of Rs.26,430/- per month.

Q10: Have you produced any receipt for paying the interest of Rs.26,340/- per month?

A: No. But I have the proof.

Q11: Have you obtained any affidavit from the attesting witnesses of Ex.P1, Will and filed before this court?

A: I do not know about the witnesses.

Q12: I put it to you that the Ex.P1, Will is not proved as it is a unregistered Will.

A: I have filed the case to prove the Will.

Q13: I put it to you that the Will is forged and fraudulently created by you and the suit has to be dismissed.

A: I deny.

Re-Examination : Nil.

Time: 01.18 P.M.

Taken down in open Court, read over and explained to the witness and the same is admitted by the witness to be true and correct and signed before me.

ADDITIONAL MASTER-IV